

GOVERNMENT OF TELANGANA
ABSTRACT

Forest (Conservation) Act, 1980 - PR Division, Bhadrachalam – LWEP – PMGSY XI Proposals - Diversion of **2.851 Ha** of Forest land widening and upgradation of the existing road from Kodaratancha to Nadimigudem via Palagudem, Nagaram of Yellandu Forest Division in Bhadradri Kothagudem District in favour of EE, PR Division, Bhadrachalam– **Final (Stage.II) approval** accorded – Orders – Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

G.O.Ms.No. 46

Dated: 19-07-2022.

Read the following:-

1. From the PCCF (HoFF), T.S. Hyd. Rc.No.1775/2019-FCA2, Dated:23.07.2019.
2. G.O.Rt.No.131, EFS&T (For.I) Dept., Dt.23.09.2020.
3. Government of India, Ministry of Environment, Forests and Climate Change (FC Division), New Delhi, Lr.F.No.5-2/2017-FC, dated.28-03-2019.
4. From the PCCF, TS, Hyderabad, Ref.No.1775/2019-FCA2, Dt.07.04.2022 and 23.06.2022.

ORDER:

In the letter 1st read above, the Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad has submitted a proposal under section-2 of Forest (Conservation) Act, 1980, for diversion of **2.851 Ha** of Forest land widening and upgradation of the existing road from Kodaratancha to Nadimigudem via Palagudem, Nagaram of Yellandu Forest Division in Bhadradri Kothagudem District in favour of EE, PR Division, Bhadrachalam.

2. In the G.O.2nd read above, Government have accorded approval **in-principle (Stage.I)** for the above project as per the powers delegated to State Government in the guidelines issued by Government of India, in the letter 3rd read above, subject to certain conditions as stipulated therein.

3. In the letter 4th read above, the Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad has furnished the compliance report on the conditions stipulated in Stage-I approval accorded by the State Government for the project and requested to accord final approval for this project as per the guidelines issued by Ministry of Environment Forests & Climate Change, Government of India, New Delhi, in the letter 3rd read above.

4. After careful examination of the proposal, Government hereby accord **final (Stage.II)** approval to the Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad for diversion of **2.851 Ha** of Forest land widening and upgradation of the existing road from Kodaratancha to Nadimigudem via Palagudem, Nagaram of Yellandu Forest Division in Bhadradri Kothagudem District in favour of EE, PR Division, Bhadrachalam, subject to the following conditions:-

- i. The legal status of the forest land shall remain unchanged.
- ii. The demarcation of the forest area proposed for diversion shall be carried out by erecting cement concrete pillars duly numbered at an interval of 20 meters at the cost of user agency.

(PTO)

- iii. The User Agency shall pay the Net Present Value (NPV) of the diverted forest land as per the orders of the Hon'ble Supreme Court, dated:28.3.2008 and 9.5.2008 in IA Nos. 826 in 566 with related IA's in Writ Petition (Civil) No.202/1995 and as per the orders issued by Government of Andhra Pradesh vide Go.Ms.No.124 EFS&T (For.I) Dept., dated:27.7.2010, GoI, MoEF&CC, New Delhi, Lr.No.5-3/2011-FC(Vol.I), Dt.06.01.2022, 19.01.2022 and 28.03.2022.
- iv. Additional amount of the Net Present value (NPV) of the diverted forest land, if any becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be paid by the user agency. The user agency shall furnish an undertaking to this effect.
- v. The total forest area utilized for the project shall not exceed **2.851 ha** in case the land is not taken over by the user agency or the same is not used for the stipulated purpose within a period of two years, then the area shall be taken back by the Forest Department.
- vi. Transfer of forest land to the user agency shall not be affected prior to the issue of final (Stage-II) approval. The approval accorded in para-3 above shall be valid for a period of 5 years. In the event of non- compliance of the above conditions, this approval shall automatically stand revoked.
- vii. **Compensatory afforestation:**
The forest department shall plant and maintain ten times the number of trees felled on the diverted land, subject to a minimum number of 100 plants, to maintain the green cover from the amount to be realized from the user agency, as per the scheme prepared by the forest department, in the planting site indentified for this purpose preferably in the surrounding area.
- viii. User agency shall restrict the felling of trees to minimum numbers in the diverted forest land and the trees shall be felled under the strict supervision of the State Forest Department and cost of felling of trees shall be deposited by the User Agency with the State Forest Department.
- ix. The User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) Act, 1986, if applicable.
- x. The layout plan of the proposal shall not be changed without prior approval of Central Government.
- xi. No labour camp shall be established on the forest land.
- xii. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.
- xiii. The boundary of the diverted forest land shall be suitably demarcated on ground at the project cost, as per the directions of the concerned Divisional Forest Officer
- xiv. No additional of new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.

- xv. The forest land shall not be used for any purpose other than that specified in the project proposal.
- xvi. Violation of any of these conditions will amount to violation of Forest(Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline F.No.11-42/2017-FC dt.29.01.2018.
- xvii. Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife.

5. The Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad shall take further action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

A.SANTHI KUMARI,
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests (HoFF),
Telangana State, Hyderabad.

Copy to:

The Secretary to Government of India,
Ministry of Environment & Forests,
Indira Paryavaran Bhavan, Jor Bagh Road, Aliganj,
Lodhi Road, NEW DELHI – 1100 03.

The Addl. Prl. Chief Conservator of Forests (C), Government of India,
Ministry of Environment, Forests & Climate Change, Regional Office
(South Eastern Zone), 1st & 2nd floor, HEPC Building, No.34, Cathedral
Garden Road, Nungambakkam, Chennai – 600034. (w.e.)

The Regional Officer(Central),
Integrated Regional Office, Hyderabad,
Aranya Bhavan, Opposite Reserve Bank of India,
Saifabad,Hyderabad – 500004.

The Executive Engineer, PR Division, Bhadrachalam,
SC/SF

//FORWARDED::BY ORDER//

SECTION OFFICER